

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICHAL MCNUTT, an individual, and  
RYAN MCNUTT, individually and as  
Personal Representative of the ESTATE  
OF ALLEN DUANE MCNUTT, deceased,

Plaintiffs,

v.

KING COUNTY CORRECTIONAL  
FACILITY, a local King County entity;  
CORTNEY ECHTERNACH, an individual;  
COZETTE COLE, an individual; OMER  
BEHAUDEN, an individual,

Defendants.

NO. 2:24-cv-02077

**JOINT AND STIPULATED MOTION TO  
CONTINUE JOINDER DEADLINE AND ORDER**

Pursuant to LCR 10(g), the parties jointly stipulate and move to extend the deadline for joining additional parties from March 17, 2025, to April 17, 2025. ECF 14. This motion is based on the parties' agreed factual statement, and the records and pleadings on file in this case.

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## I. AGREED STATEMENT OF FACTS

The parties have been cooperatively working on written discovery. Both parties responded to initial written discovery on February 14, 2025. Following receipt and review of Defendants' initial written discovery responses and document production, Plaintiffs served additional written discovery on February 20, 2025.

Plaintiffs intend to amend their complaint in the near future, but responses to the written discovery served on February 20, 2025, are needed before Plaintiffs can bring their motion to amend. As such, Plaintiffs requested that Defendants agree to a short extension of the joinder deadline from March 17, 2025, to April 17, 2025. Defendants agreed to accommodate Plaintiffs' request.

## II. AUTHORITIES AND ARGUMENT

LCR 10(g) provides: "If a stipulated motion would alter dates or schedules previously set by the court, the parties shall clearly state the reasons justifying the proposed change."

Here, the parties have diligently and cooperatively worked on timely completing written discovery. This case was relatively recently filed, and Plaintiffs' counsel reviewed King County's discovery responses and document production and issued supplemental requests within a week of receipt of King County's responses. Plaintiffs anticipate that the additional pending written discovery responses and document production will provide additional clarity as to who the proper parties are in this case.

As such, the parties agree to a short extension of the joinder deadline to allow Plaintiffs the opportunity to explore these issues, while not be subjected to the stricter rules associated with seeking leave to amend after the joinder deadline. See *Sheaffer v. Superior Tank Lines Nw. Div., LLC*, No. 2:19-CV-00190-BJR, 2019 WL 2476636, at \*5 (W.D. Wash.

1 June 13, 2019) (applying Rule 16(b) standard where motion for leave to amend was filed  
2 after the date set by the scheduling order).

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4 **III. CONCLUSION**

5 Based on the foregoing, the parties hereto jointly stipulate and move that the Court  
6 enter an Order extending the joinder deadline from March 17, 2025, to April 17, 2025.

7 GORDON, THOMAS, HONEYWELL LLP

8  
9 By 

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1 PURSUANT TO THIS STIPULATION, IT IS SO ORDERED that the parties' Joint and  
2 Stipulated Motion to Continue Joinder Deadline is GRANTED to April 17, 2025. All other  
3 deadlines in the case management order at Dkt. # 15, remain the same.  
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5 DATED THIS 17<sup>th</sup> day of March 2025.  
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8 Robert S. Lasnik  
9 United States District Judge  
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